IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/727,534 Confirmation No.: 7333

Applicant : BERG, Eric P. Filed : December 5, 2003

TC/A.U. : 3738

Examiner : GANESAN, Suba

Docket No. : P686 CON2 Customer No. : 28390

Title : MEDICAL DEVICE FOR DELIVERING A THERAPEUTIC

SUBSTANCE AND METHOD THEREFOR

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Action mailed February 23, 2007, Applicant elects to prosecute Species A (metal), Claims 1, 2, 4, 5, 9, 10, and 13-24, read on this species, without traverse.

A complete listing of Claims begin on page two (2) of this paper.

Remarks begin on page six (6) of this paper.